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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Public Works DEPARTMENT

G.O. No.
B.P. No.

1440 W

Press.
Mis.

Dated

9-6-1882

197

K Co

Not to be folded or roughly handled

1440
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9TH JUNE 1882, No. 1440 W., PUBLIC WORKS.

GOVERNMENT OF MADRAS.
PUBLIC WORKS DEPARTMENT.

General.
Establishment.

No. 49.

READ—the following letter from Major J. PENNYCUICK, R.E., Superintending Engineer, Third Circle, to the Examiner of Public Works Accounts, dated Bellary, 23rd May 1882, No. 295:—

In reply to your letter, No. 54 S.E. 3rd, of 20th instant, I have the honor to state that I am unable to agree with you either as to the effect of Section 136, Rule I, of the Civil Leave Code, in limiting the authority granted by the Public Works Code, paragraph 298 (c), to Superintending Engineers, or as to the authority apparently claimed by yourself of deciding whether an advance inadmissible under the rules shall be accepted or not.

ENCLOSURES.

Copy of letter from the Executive Engineer, C. Project Division, to the Superintending Engineer, Third Circle, dated 24th April 1882, No. 16.

I have the honor to inform you that I propose availing myself of the six weeks' privilege leave granted in G.O., No. 904 W., dated 4th April 1882, from the afternoon of Wednesday the 26th instant.

As I shall have no opportunity of drawing any of the pay due to me when I am on leave, I shall be obliged if you will authorise the Executive Engineer, Bellary Division, to advance me Rs. 400, which may be recovered from my pay for April.

No. 136.

Sanctioned under paragraph 298 (c) of the Public Works Code. The Executive Engineer, Bellary, will make the necessary advance.

25th April 1882. (Signed) J. PENNYCUICK, Major, R.E.,
Suptg. Engr., Third Circle.

No. 149.

To the Examiner of Public Works Accounts.

26th April 1882. (Signed) J. PENNYCUICK, Major, R.E.,
Suptg. Engr., Third Circle.

Copy of letter from the Examiner of Public Works Accounts, to the Superintending Engineer, Third Circle, No. 54 S.E. 3rd, dated 20th May 1882.

With reference to your memorandum, No. 149, of the 26th ultimo, regarding an advance of Rs. 400 to Mr. A. H. Garrett on the occasion of his proceeding on six weeks' privilege leave, I

have the honor to draw your attention to the ruling contained in Section 136, Rule I, of the Civil Leave Code, and to state that the advance was inadmissible.

2. Paragraph 298 (c) of the Public Works Department Code, with reference to which the advance has been authorised, is not applicable to the case of an officer going on privilege leave, whose leave allowances can be drawn as they become due and disbursed in accordance with the rules contained in Appendix B to the Civil Leave Code.

3. The sanction has, however, in this instance been accepted as an exceptional case.

No. 128 S.E. 3rd.

Endorsement on the above.

Copy of letter No. 16, of 24th April 1882, received with copy of endorsement No. 136, of 25th April 1882, from the Superintending Engineer, Third Circle.
Examiner's (Public Works Accounts) letter, No. 54 S.E. 3rd, dated 20th May 1882.

Forwarded in original, together with copies of correspondence noted in the margin, to the Chief Engineer, Public Works Department, for such action as he may consider necessary.

(Signed) D. C. GORDON,
Examiner of Public Works Accounts.

26th May 1882.

No. 50.

ORDER—dated 9th June 1882, No. 1440 W., Public Works.

It is observed that the advance was inadmissible under Section 136, Rule I, of the Civil Leave Code, and that the circumstances are not such as would bring it under paragraph 298 (c) of the Public Works Code, there being no "public grounds" to support the sanction accorded by the Superintending Engineer.

2. Seeing that the Examiner regarded the advance as barred by Code Rules, he had no power to pass it even as "an exceptional case." It may now be finally admitted.

(True Extract.)

Under Secy. to Govt., P.W.D.,
Irrigation Branch.

To the Superintending Engineer, Third Circle.
" Examiner of Public Works Accounts.

Exd. A. F. Goodall.
Spare Copies

GENERAL.
ESTABLISHMENT.

Govt. of (1882) Madras.
PUBLIC WORKS.

Dated June, 9th.

Recd.

Encl.

G.O., 9th June 1882, No. 1440 W.

JUNE.
Nos. 49-50.

Mr. J. H. Garrett, Executive
Engineer.

Advance of salary granted to —. Orders
on correspondence regarding the —.

1640 1640
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Memo

It is of course
superfluous to say
that the advance
must be accepted in
the present case, but
the C's objection is
clearly valid under
Sec. 136 .1. of the
Civil Leave Code and
para 298 (c) of P.W.
Code.

Through brief action
among our duty may
constitute sufficient
"Public grounds" to an
advance merely
proceeding on privilege
leave cannot in my
opinion do so

No. 295

Madras,

Bellary Chopal 23rd May

1882

From

THE SUPERINTENDING ENGINEER,

IIIrd Circle,

Bellary.

To

THE THE EXAMINER P. W. Accounts

Madras

Sir,

Enclosures.

In reply to your letter No. 54 of 22nd of 20th Instant. I have the honour to state that I am unable to agree with you either as to the effect of Section 136 Rule 1 of the Civil Leave Code in limiting the authority granted by the P. W. Code para 298.C to Superintending Engineer or as to the authority apparently claimed by yourself of deciding whether an advance made under the rules shall be accepted or not.

I have the honour to be

Sir

Yours most obedient servant
 Major R. E.
 Superintending Engineer, IIIrd Circle



From

The Superintending Engineer,
1st Circle,

To

The

Dated

Recd.

ENCLOSURES.

No.

Enclosures

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Copy of letter from the Executive Engineer
C. Project Division to the Supg. Engineer 1st Circle
No. 136 dated 24 April 1882.

I have the honor to inform you
that I propose availing myself of the six weeks
privilege leave granted in G.O. No. 904 W. dated
4 April 1882 from the afternoon of Wednesday the
26 instant.

As I shall have no opportunity of
drawing any of the pay due to me when I am
on leave, I shall be obliged if you will
authorize the Executive Engineer Bellary
Division to advance me Rs. 400 which may be
recovered from my pay for April.

No. 136 (Copy)

Sanctioned under para 292(c) of the P.W. Code
The Executive Engineer Bellary will make the
necessary advance

25 April 1882

Signed / J. Pennycook Major R.E.
Supg. Engineer 3rd Circle

No. 149 Copy
To

The Examiner P.W. Accounts

26 April 1882

Signed / J. Pennycook Major R.E.
Supg. Engineer 3rd Circle

(True Copies)

J. H. Talbot

Suplt. Correspondence Branch

26/5

26/5

Copy of letter from the Examiner P. W.
accounts to the Supp. Engineer & Co. No 54 SE 3
dated 20 May 1852

1446
7

With reference to your Memo No 149 of the
26th ultimo regarding an advance of Rs 400 to Mr. A. H.
Garrett on the occasion of his proceeding on six
weeks privilege leave I have the honor to draw
your attention to the ruling contained in Section
136 Rule 1 of the Civil Leave Code and to state that
the advance was inadmissible.

2. Para 298(c) of the P. W. D. Code with refer-
ence to which the advance has been authorized is
not applicable to the case of an Officer going on
privilege leave, whose leave allowances can be
drawn as they become due and disbursed in
accordance with the rules contained in Appendix
B to the Civil Leave Code.

3. The sanction has however in this instance
been accepted as an exceptional case.

(True Copy)

G. H. Patton

Asst. Commr. Correspondence Branch

26/5

26/5

Ph. 5456 / 12

P4

P.W.C. 123406

Endorsement No. 128/632
dated 26 May 1882.

Forwarded in original
together with copies of correspondence noted

Copy of letter No. 16 of 24 April 1882 received with copy of Endorsement No. 136 of 25 April 1882 from the Superintendent Engineer at 3rd Circle. Examiner's P.W. accounts letter No. 54/632 dated 20 May 1882.	in the margin to the Chief Engineer Public Works Depart.
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went for such action as he
may consider necessary.

D. C. Gaudoy

Examiner P.W. accounts
26/5

W. In orders

26/5 1.6.82
only 2/6

No 1440 W 5
Gent.
Arch.

PUBLIC WORKS DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the 9th June 1882
Read the following:—
1440
9

Endorsement by the Examiners
M. Accounts, Madras { M.C. No. 128/632 of 26th May/82
Print with Encls.

It is observed that
the advance was inadmissible
under Section 136 - Rule 1
of the Civil Leave Code,
and that the circumstances
are not such as would
bring it under para 298(c)
of the M.W. Code; there being
no "public grounds" to
support the sanction accorded
by the Suptg Engineer.
2. Seeing that the Examiners
regarded the advance

0/76

as barred by Code Rules,
he had no power to pass
it even as "an exceptional
case." It may now be
finally admitted.

R.S.

Att

5/6/82

Re no /
2876
St III rule ✓
Examiner W. A. S. ✓

3406

G.O. of (1882) Madras.
PUBLIC WORKS.

Dated

10/6/82
4-3/4

Encl.

G. O. of June 1882, No. 1114 & 12

Nos. 49 to 50

Mr. J. H. Garrett, Esq.

Advances granted to —

Order or correspondence
regarding the —